motion that defendant may file in the future would constitute a second or successive motion and therefore require certification from the Ninth Circuit Court of Appeals before being filed in U.S. District Court. See 28 U.S.C.  $\S$  2255(h).

IT IS THEREFORE ORDERED that defendant's motion to voluntarily withdraw his motion to vacate, set aside, or correct his sentence pursuant 28 U.S.C. § 2255 (ECF No. 45) is **GRANTED**.

IT IS FURTHER ORDERED that defendant's motion to vacate, set aside, or correct his sentence pursuant 28 U.S.C. § 2255 (ECF Nos. 40, 41) is WITHDRAWN.

IT IS SO ORDERED.

DATED: This 25th day of July, 2017.

Howard DMEKiller

UNITED STATES DISTRICT JUDGE